

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS**

City of Chicago; City and County of Denver;
and Pima County,

Plaintiffs,

v.

United States Department of Homeland
Security; Kristi Noem, in her official capacity
as Secretary of the United States Department of
Homeland Security; United States Federal
Emergency Management Agency; and David
Richardson, in his official capacity as Acting
Administrator of the United States Federal
Emergency Management Agency,

Defendants.

Case No. 25-5463

Judge Matthew F. Kennelly

STATUS REPORT

Pursuant to the Court's order dated May 30, 2025, Plaintiffs City of Chicago, City and County of Denver, and Pima County submit this status report.

1. On May 16, 2025, Plaintiffs filed a complaint against Defendants United States Department of Homeland Security ("DHS"), DHS Secretary Kristi Noem, United States Federal Emergency Management Agency ("FEMA"), and FEMA Acting Administrator David Richardson.

2. The complaint challenges Defendants' freeze of funding under, and termination of, the Shelter and Services Program, a FEMA program that reimburses grantees for providing services to migrants whom DHS processed and released into the United States. The complaint alleges that Defendants violated the United States Constitution and the Administrative Procedure Act, and that Defendants acted ultra vires.

3. Pursuant to Fed. R. Civ. P. 4(i)(2), Plaintiffs have completed service of the summons and complaint:

a. On May 20, 2025, Plaintiffs sent the summons and complaint to Defendants by certified mail. The United States Postal Service reports that it delivered the packages to (i) FEMA and Acting Administrator Richardson on May 28 and (ii) DHS and Secretary Noem on June 2.

b. On June 2, 2025, Plaintiffs hand delivered the summons and complaint to Defendants via an authorized employee with the Office of the United States Attorney for the Northern District of Illinois. *See* Fed. R. Civ. P. 4(i)(1)(A)(i).

c. On June 2, 2025, Plaintiffs sent the summons and complaint to the Attorney General of the United States by certified mail. *See* Fed. R. Civ. P. 4(i)(1)(B); *see also* Fed. R. Civ. P. 5(b)(2)(C) (“service is complete upon mailing”).

4. Plaintiffs intend to file a motion for a preliminary injunction by June 16, 2025.

5. On June 2, 2025, Plaintiffs informed Assistant United States Attorney Thomas Walsh, the Chief of the Civil Division of the U.S. Attorney’s Office for the Northern District of Illinois, about the Court’s order setting a status hearing on June 5, 2025.

Dated: June 3, 2025

Respectfully submitted,

Mary B. Richardson-Lowry
Corporation Counsel of the City of Chicago

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*Attorneys for Plaintiff City and County
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Pro Hac Vice applications forthcoming

CERTIFICATE OF SERVICE

I certify that on June 3, 2025, I am causing the foregoing document to be sent by U.S. mail
to:

Thomas P. Walsh
U.S. Attorney's Office, Northern District of Illinois
219 S. Dearborn St., 5th Floor
Chicago, IL 60604

I further certify that I will email the foregoing document to Mr. Walsh on June 3, 2025.

/s/ Lucy Prather
Lucy Prather